**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN OF TEXAS
MARSHALL DIVISION**

Phoenix Licensing, L.L.C., an Arizona limited liability company, and LPL Licensing, L.L.C., a Delaware limited liability company,

Plaintiffs,

v.

Aetna Inc., a Pennsylvania corporation, Aetna Life Insurance Company, a Connecticut corporation; Commerce Bancshares, Inc., a Delaware corporation; Commerce Bank, N.A., a national banking association; Cullen/Frost Bankers Inc., a Texas corporation; Frost National Bank, a national banking association; HSBC Finance Corporation, a Delaware corporation; HSBC Bank USA, N.A., a national banking association; HSBC Bank Nevada, N.A., a national banking association; HSBC Card Services, Inc., a Delaware corporation; HSBC Technology & Services, Inc., a Delaware corporation; HSBC Credit Center, Inc., a Delaware corporation; Liberty Mutual Insurance Company, a Massachusetts corporation; MetLife, Inc., a Delaware corporation; Metropolitan Life Insurance Company, a New York corporation; MetLife Bank N.A., a national banking association; Metropolitan Property and Casualty Insurance Company, a Rhode Island corporation; Mutual of Omaha Insurance Company, a Nebraska corporation; United of Omaha Life Insurance Company, a Nebraska corporation; United World Life Insurance Company, a Nebraska corporation; Sovereign Bank, a federally chartered savings bank, UnitedHealth Group, Inc., a Minnesota corporation; United HealthCare Insurance Company, an Illinois corporation; United Healthcare Services, Inc., a Minnesota corporation; and PacificCare Health Systems LLC, a Delaware corporation,

Defendants.

CASE NO.: 2:11-cv-00285-TJW

STIPULATION TO DISMISS DEFENDANT METLIFE, INC.

WHEREAS Phoenix Licensing L.L.C. and LPL Licensing L.L.C. (collectively "Plaintiffs") and Defendant MetLife, Inc. wish to enter into this Stipulation to dismiss Plaintiffs' claims against Defendant MetLife, Inc.

WHEREAS Defendant MetLife, Inc., has represented that it is merely a holding company and, as such, does not itself engage in any activities that could be accused of infringement;

IT IS HEREBY STIPULATED by and between Plaintiffs and MetLife, Inc. as follows:

1) Plaintiffs hereby dismiss this action as against MetLife, Inc. and all claims made herein against MetLife, Inc. without prejudice.

2) Each party shall bear its own costs and attorneys' fees.

3) In the event that discovery proves that MetLife, Inc. was properly named as a defendant in this action, Plaintiffs' Complaint may be amended to reinstate the patent infringement claims against MetLife, Inc.

Dated: 9/9/11

/s/ Richard E. Lyon w/ Consent

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LPL Licensing, L.L.C.*

Dated: 9/9/11

/s/Matthew M. Jakubowski

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Attorneys for Defendant MetLife, Inc.

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served this 9th day of September, 2011 with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first classm ail on this same date.

By: /s/ Matthew M. Jakubowski

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